

108TH CONGRESS
1ST SESSION

S. 423

To promote health care coverage parity for individuals participating in legal recreational activities or legal transportation activities.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 14, 2003

Ms. COLLINS (for herself and Mr. FEINGOLD) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To promote health care coverage parity for individuals participating in legal recreational activities or legal transportation activities.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Health Care Parity
5 for Legal Transportation and Recreational Activities Act”.

6 **SEC. 2. COVERAGE AMENDMENTS.**

7 (a) ERISA.—Section 702(a)(2)(B) of the Employee
8 Retirement Income Security Act of 1974 (29 U.S.C.
9 1182(a)(2)(B)) is amended by inserting before the period

1 the following: “, except that a plan or issuer may not deny
 2 benefits otherwise provided for the treatment of an injury
 3 solely because such injury resulted from participation of
 4 the participant or beneficiary in an activity such as
 5 motorcycling, snowmobiling, all-terrain vehicle riding,
 6 horseback riding, skiing or other similar legal activity”.

7 (b) PHSA.—Section 2702(a)(2)(B) of the Public
 8 Health Service Act (42 U.S.C. 300gg–1(a)(2)(B)) is
 9 amended by inserting before the period the following:
 10 “, except that a plan or issuer may not deny benefits oth-
 11 erwise provided for the treatment of an injury solely be-
 12 cause such injury resulted from participation of the en-
 13 rollee in an activity such as motorcycling, snowmobiling,
 14 all-terrain vehicle riding, horseback riding, skiing or other
 15 similar legal activity”.

16 (c) INTERNAL REVENUE CODE.—Section
 17 9802(a)(2)(B) of the Internal Revenue Code of 1986 is
 18 amended by inserting before the period the following:
 19 “, except that a plan or issuer may not deny benefits oth-
 20 erwise provided for the treatment of an injury solely be-
 21 cause such injury resulted from participation of the en-
 22 rollee in an activity such as motorcycling, snowmobiling,
 23 all-terrain vehicle riding, horseback riding, skiing or other
 24 similar legal activity”.

○